

FORM PTO-1390 (Modified) U.S. PATENT AND TRADEMARK OFFICE; U.S. DEPARTMENT OF COMMERCE  
(REV. 7-2005)TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A SUBMISSION UNDER 35 U.S.C. 371

ATTORNEY'S DOCKET NUMBER

M00004US

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

10/585,220

INTERNATIONAL APPLICATION NO.  
PCT/IT2005/000727INTERNATIONAL FILING DATE  
24, December 2004

PRIORITY DATE CLAIMED

30, December 2003

TITLE OF INVENTION

COMPOSITIONS COMPRISING VITAMINS AND/OR DERIVATIVES THEREOF STABLISHED WITH OLEA EUROPEA  
EXTRACT AND/OR IONENE POLYMERS

APPLICANT(S) FOR DO/EO/US

TUTINO, Matteo and DI SALVO, Francesco

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☐ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
2. ☒ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (24) indicated below.
4. ☐ The US has been elected (Article 31).
5. ☐ A copy of the International Application as filed (35 U.S.C. 371 (c)(2))
  - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ has been communicated by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
  - a. ☐ is attached hereto.
  - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
  - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ have been communicated by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).
11. ☐ A copy of the International Preliminary Examination Report (PCT/IPEA/409).
12. ☐ A copy of the International Search Report (PCT/ISA/210).

Items 13 to 23 below concern document(s) or information included:

13. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
14. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
15. ☐ A **FIRST** preliminary amendment.
16. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
17. ☐ A substitute specification.
18. ☐ A power of attorney and/or change of address letter.
19. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
20. ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).
21. ☐ A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4).
22. ☐ Express Mail Label No.

U.S. APPLICATION NO (if known, see 37 CFR 1.5) <b>10/585,220</b>	INTERNATIONAL APPLICATION NO. <b>PCT/IT2005/000727</b>	ATTORNEY'S DOCKET NUMBER <b>M00004US</b>																
23. Other items or information:																		
The following fees have been submitted: 24. <input type="checkbox"/> Basic national fee ..... \$300 25. <input type="checkbox"/> Examination fee (37 CFR 1.492(c)) If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article \$0 All other situations. .... \$200 26. <input type="checkbox"/> Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the International preliminary examination report by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)... \$0 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the as an International Searching Authority. .... \$100 International Search Report prepared by an ISA other than the US and provided to the previously communicated to the US by the IB. .... \$400 All other situations. .... \$500 <b>TOTAL OF 24, 25 and 26 =</b>		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 50%;">CALCULATIONS</th> <th style="width: 50%;">PTO USE</th> </tr> <tr> <td>\$ 0.00</td> <td></td> </tr> <tr> <td>\$ 0.00</td> <td></td> </tr> <tr> <td>\$ 0.00</td> <td></td> </tr> <tr> <td>\$ 0.00</td> <td></td> </tr> <tr> <td>\$ 0.00</td> <td></td> </tr> </table>	CALCULATIONS	PTO USE	\$ 0.00		\$ 0.00		\$ 0.00		\$ 0.00		\$ 0.00					
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<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)). The fee is \$250 for each additional 50 sheets of paper or fraction thereof. <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 15%;">Total Sheets</th> <th style="width: 15%;">Extra Sheets</th> <th style="width: 30%;">Number of each additional 50 or fraction thereof (round up to a whole)</th> <th style="width: 15%;">RATE</th> </tr> <tr> <td>- 100 =</td> <td>0 /50 =</td> <td>0</td> <td>x \$250.00</td> </tr> </table>		Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole)	RATE	- 100 =	0 /50 =	0	x \$250.00	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td>\$ 0.00</td> <td></td> </tr> </table>	\$ 0.00							
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\$ 0.00																		
Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)). <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 15%;">CLAIMS</th> <th style="width: 15%;">NUMBER FILED</th> <th style="width: 15%;">NUMBER EXTRA</th> <th style="width: 15%;">RATE</th> </tr> <tr> <td>Total claims</td> <td>20 - 20 =</td> <td>0</td> <td>x \$50.00</td> </tr> <tr> <td>Independent claims</td> <td>1 - 3 =</td> <td>0</td> <td>x \$200.00</td> </tr> </table>		CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	Total claims	20 - 20 =	0	x \$50.00	Independent claims	1 - 3 =	0	x \$200.00	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td>\$ 0.00</td> <td></td> </tr> <tr> <td>\$ 0.00</td> <td></td> </tr> </table>	\$ 0.00		\$ 0.00	
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Independent claims	1 - 3 =	0	x \$200.00															
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MULTIPLE DEPENDENT CLAIMS (if applicable) <input type="checkbox"/> + \$360.00 <b>TOTAL OF ABOVE CALCULATIONS =</b>		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td>\$ 0.00</td> <td></td> </tr> </table>	\$ 0.00															
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<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2. <b>SUBTOTAL =</b>		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td>\$ 0.00</td> <td></td> </tr> </table>	\$ 0.00															
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Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)). <b>TOTAL NATIONAL FEE =</b>		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td>\$ 0</td> <td></td> </tr> </table>	\$ 0															
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Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40 per property + <b>TOTAL FEES ENCLOSED =</b>		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td>\$ 0.00</td> <td></td> </tr> </table>	\$ 0.00															
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- a. ☐ A check in the amount of \$ \_\_\_\_\_ to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_ to cover the above fees.  
A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 03-1030. A duplicate copy of this sheet is enclosed.
- d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. **Credit card information should not be included on this form.** Provide credit card information and authorization on PTO-2038.

**NOTE:** Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.

SEND ALL CORRESPONDENCE TO:

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NAME

30,066

REGISTRATION NUMBER

September 14, 2006

DATE

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : TUTINO, Matteo  
DI SALVO, Francesco

International Appl. No. : PCT/IT2004/000727

International Filing Date : 24, December 2004

U.S. Appl. No. : 10/585,220

U.S. Filing Date : June 30, 2006

For : COMPOSITIONS COMPRISING VITAMINS AND/OR  
DERIVATIVES THEREOF ESTABLISHED WITH *OLEA*  
*EUROPEA* EXTRACT AND/OR IONENE POLYMERS

MS PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Sir:

This Information Disclosure Statement includes a copy of Form PTO-1449 that identifies several references. Copies of the foreign patent documents and the non-patent publications are attached as well. These documents were identified in the International Search Report, a copy of which was submitted to the United States Patent and Trademark Office on June 30, 2006. The relevancy of these documents is noted in the International Search Report. The Examiner is requested to consider these references and to make the references of record.

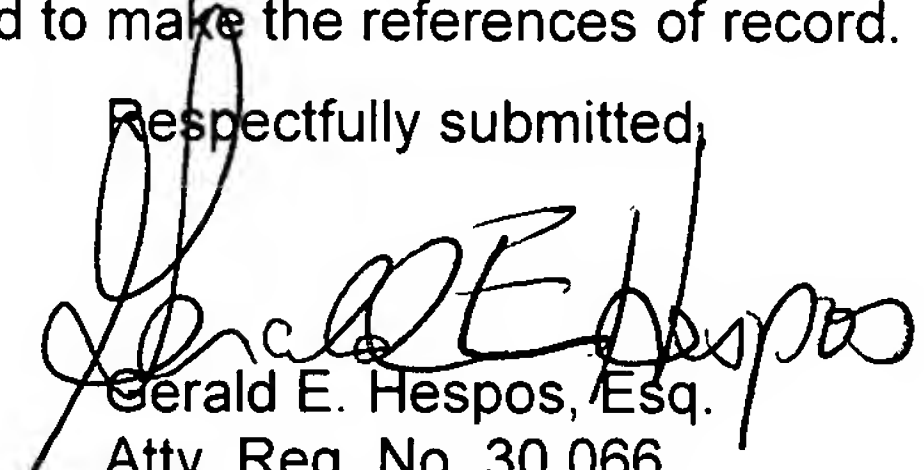
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on September 14, 2006  
Marie B. Bufalo

Marie B. Bufalo

Date: September 14, 2006

Respectfully submitted,

  
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INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)				ATTY DOCKET NO. M00004		APPLICATION NO. 10/585,220		
				APPLICANT(S) Matteo Tutino et al.				
				FILING DATE June 30, 2006		GROUP ART UNIT --		
U.S. PATENT DOCUMENTS								
*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
		6,162,448	12-2000	Nguyen et al.				
		6,395,284	5-2002	Thunemann				
		6,630,163	10-2003	Murad				
U.S. PATENT APPLICATION PUBLICATIONS								
*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
		2003/0152656	8-2003	Pinnell et al.				
FOREIGN PATENT DOCUMENTS								
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
		WO 98/23152	1998	WIPO			✓	
		39 01 286 A1	1990	Germany				✓
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)								
			DATABASE WPI - Week 200402, Derwent Publications Ltd., London, Class B05, AN 2004-015024, XP002328667 & JP 2003 277621 A (DATC KK) - 2, October 2003 abstract.					
			DATABASE WPI - Week 199415, Derwent Publications Ltd., London, Class A96, AN 1994-121171, XP002328668 & JP 06 065073 A (SEKISUI CHEM IND CO. LTD.) - 8, March 1994 abstract.					
EXAMINER				DATE CONSIDERED				
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.								